

AN REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF  
SUPERVISORS WAS HELD NOVEMBER 19, 1996 AT 2:00 P.M. IN  
WARRENTON, VIRGINIA

P R E S E N T    Mr. David C. Mangum, Chairman; Mr. James G. Brumfield,  
Vice Chairman; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L.  
Weeks; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County  
Attorney

#### EXECUTIVE SESSION

Mr. Brumfield moved to go into executive session pursuant to Virginia  
Code Section 2.1-344(A)(3) for discussion or consideration of the use of real  
property for public purposes. Mr. Burton seconded, and the vote for the motion  
was unanimous as follows:

Ayes:    Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur  
W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays:    None  
Absent During Vote:        None  
Abstention:        None

Upon reconvening from executive session, Mr. Brumfield moved to adopt  
the following certification. Mr. Burton seconded.

#### CERTIFICATION OF EXECUTIVE MEETING

WHEREAS, the Fauquier County Board of Supervisors has convened an  
executive meeting on this date pursuant to an affirmative recorded vote and in  
accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a  
certification by this Board of Supervisors that such executive meeting was  
conducted in conformity with Virginia Law; now, therefore, be it

RESOLVED this 19th day of November 1996, That the Fauquier County  
Board of Supervisors certifies that, to the best of each member's knowledge (i)  
only public business matters lawfully exempted from open meeting requirements  
by Virginia law were discussed in the executive meeting to which this certification  
resolution applies, and (ii) only such public business matters as were identified in  
the motion convening the executive meeting were heard, discussed or  
considered by the Fauquier County Board of Supervisors.

#### VOTE:

Ayes:    Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr.  
James R. Green, Jr.; Mr. Larry L. Weeks  
  
Nays:    None  
  
Absent During Vote: None  
  
Absent During Meeting: None

#### COMMUNITY SERVICES BOARD

Members of the Community Services Board were present at the work session to discuss the Rappahannock-Rapidan Community Services Board proposal to purchase property in Culpeper, the future of Fauquier County with the Community Services Board, and FY 1998 budget issues.

#### DISCUSSION OF LOCAL TECHNOLOGY ZONE ACT

The County Attorney presented an overview of the Local Technology Zone Act, Section 58.1-3850 of the Code of Virginia.

#### IMPLEMENTATION OF ECONOMIC DEVELOPMENT TASK FORCE PRINCIPLE RECOMMENDATIONS

The Board of Supervisors discussed its intent regarding the economic development plan pursuant to comments made at the Board's adjourned meeting on October 29, 1996.

#### POTOMAC TRIBUTARY STRATEGY FOR NUTRIENT REDUCTION

A work session was held to update the Board of Supervisors on the Tributary Strategy process to date, what is planned over the next several months, and what impact this document may have on the County.

#### RECEPTION IN HONOR OF THE TENTH ANNIVERSARY OF THE SCHOOLS/PARKS AND RECREATION COOPERATION AGREEMENT

A reception was held in the Circuit Court and Office Building in honor of the tenth anniversary of the Schools/Parks and Recreation Cooperative Agreement.

The meeting was reconvened in Regular Session in the Warren Green Meeting Room at 6:30 p.m.

#### ADOPTION OF THE AGENDA

Mr. Brumfield moved to adopt the Agenda as submitted. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

#### CITIZENS OF THE YEAR AWARDS

The Supervisors presented Citizens of the Year Awards to the following persons:

Jim Kanney -- Cedar Run District

Steve and Rita Rodgers -- Center District

Bryan Teates -- Lee District  
Robert L. Sinclair -- Scott District

Mrs. G.F. Steedman Hinckley, was unable to attend the meeting to receive the award in memory of her husband. Mr. Green announced that he would present this award to Mrs. Hinckley at the December 3, 1996 meeting.

#### CITIZENS TIME

John Collins requested that Route 732 be improved with paving.

Kitty Smith spoke regarding the agenda item to be considered later in the meeting concerning the Board's commitment to economic development. She stated that thought should be given to who would be in charge of overseeing economic development and that the issue should go before the Board's Finance Committee.

Pam Graves informed the Board that her students had written letters last year regarding the new jail and had not received a response.

#### CONSENT AGENDA

Mr. Burton moved to adopt the following Consent Agenda items subject to adding A Resolution to Approve a Full-Time, Permanent Executive Assistant I (Grade 16) in the Board of Supervisors Office to the Consent Agenda. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

A Resolution to Approve a Full-time, Permanent Executive Assistant I (Grade 16) in the Board of Supervisors Office

#### RESOLUTION

A RESOLUTION TO APPROVE A FULL-TIME, PERMANENT EXECUTIVE ASSISTANT I POSITION (GRADE 16) IN THE BOARD OF SUPERVISORS OFFICE

WHEREAS, the workload in the Board of Supervisors Office has increased dramatically in the last six months; and

WHEREAS, the current secretarial staff has expended numerous hours of compensatory time endeavoring to stay ahead of the workload; and

WHEREAS, the Administrative Assistant to the Board of Supervisors has demonstrated before the Finance and Personnel Committees of the Board of Supervisors at meetings of 17 September 1996 and 7 October 1996, respectively, the need to create a full-time, temporary Executive Assistant I position in the Board of Supervisors Office; and

WHEREAS, the Finance Committee, at its November 19 meeting, reviewed and discussed the request again for a full-time, permanent position

and approved the request and directed it to be placed on the Consent Agenda of the Board of Supervisors; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 19th day of November 1996, That a full-time, permanent Executive Assistant I position in the Board of Supervisors Office be, and is hereby, created.

#### Amended Fauquier County Board of Supervisors Goals and Objectives

##### RESOLUTION

##### A RESOLUTION TO ESTABLISH THE 1997 GOALS AND OBJECTIVES OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS

WHEREAS, the future prosperity of the County of Fauquier is dependent upon rational, purposeful, and foresighted leadership; and

WHEREAS, such leadership requires identification and prioritizing of the County's needs in order that appropriate resources may be devoted toward the fulfillment of such needs; and

WHEREAS, the Board of Supervisors recognizes the citizens of Fauquier County as its foremost customers; and

WHEREAS, the establishment of goals and objectives provides the framework for the development of the annual budget while promoting unity of purpose between and among the Board of Supervisors, its staff, and the citizens of Fauquier County; and

WHEREAS, the Board of Supervisors has engaged in extensive review of issues facing Fauquier County and has met in a work session on October 21 and 22, 1996 to develop its goals and objectives; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 19th day of November 1996, That the following goals and objectives be, and they are hereby, established for the purposes of: informing citizens of the Board's intentions; providing direction and guidance to the County Administrator and staff; and providing guidelines for future budgetary considerations.

##### GOAL #1:

Provide efficient, effective, well managed and open County government for all citizens of Fauquier County.

##### OBJECTIVES:

A. Delineate annually, by October, objectives for the coming year and by November develop a program of action to guide County activities and allocation of resources in the coming fiscal year.

B. Meet at least annually with all major boards and commissions to discuss issues of mutual concern.

C. Continue to improve and maintain communications with elected officials representing adjoining counties.

D. Provide a positive environment in which to promote excellence in public service.

E. Develop a comprehensive technology plan in cooperation with the school division by September of each year for inclusion in the budget development process.

- F. Maintain the financial reserve in conformance with the adopted fiscal management guidelines.
- G. Under the auspices of the county administrator the consolidated finance director shall develop a plan of action by Jan. 1997 for a complete reporting system that provides a timely (monthly), accurate, and concise management information.
- H. Adopt the Capital Improvements Program by December of each year.
- I. Adopt the fiscal year budget in accordance with fiscal management guidelines and the Capital Improvements Program, no later than April 1st of each year.
- J. Complete Implementation of the consolidated purchase order system by July 1997.
- K. Consider the implementation of the program analysis study recommendations in the FY 1998 budget process.
- L. Complete the mandated reassessment of real property in accordance with state legal requirements.
- M. Provide quarterly management reports to the Board of Supervisors.
- N. By July 1997, consider instituting a bi-annual budgeting process for the FY 1999 and 2000 budget. Recommend consultation with school division
- O. Implement a comprehensive planning and budgeting system for the County for the Fiscal Year 1998 budget which ties budget line items to valid program requirements associated with identified long range goals.
- P. Adopt the FY 1998 School budget in conformance with the school funding formula.
- Q. Implement an expanded plan to provide and enhance citizen access to government by February 1997.
- R. Review the pilot project for automation information exchange and communication and make recommendations to the Board of Supervisors concerning the feasibility and desirability of expanding the pilot program by July 1997.
- S. Receive and consider implementation of the Ordinance and Regulation Advisory Committee final report by July 1997.
- T. Develop a fleet management policy.
- U. Develop a feasibility analysis for the implementation of a county-wide voice-mail system for consideration in the FY 1999 budget process.
- V. Adopt a Long Term County Facilities plan (including storage) by July 1997.
- W. By March 1997, appoint a Task Force to study alternative revenue sources to fund governmental activities.
- X. By October 1997, develop a strategic planning implementation plan.

Y. Establish a work session to annually review existing boards, commission, and committees not required by state legislation.

GOAL #2:

Preserve the physical beauty, historical heritage, and environmental integrity of the County.

OBJECTIVES:

- A. Annual report on innovations for solid waste management.
- B. Recommendation: Revision- Maintain a 30% recycling rate for 1997.
- C. Establish criteria for identification and designation of county scenic roads in the Service Districts and rural areas.
- D. Establish a plan of action based upon the recommendations of the Planning Commission and staff relating to recommendations of the Rural Plan regarding environmental integrity, historical heritage and physical beauty provisions.
- E. Establish a plan of action relating to the environmental integrity, historical heritage and physical beauty provisions for the Service Districts.

GOAL #3:

Implement planning and programs to ensure that population growth and development are positive contributions to the general welfare of the community.

OBJECTIVES:

- A. Implement an economic development plan which focuses on obtaining additional revenue sources and shall be in compliance with The Fauquier County, Virginia Comprehensive Plan: 1992-2010 by January 1997.
- B. Work with the Vint Hill Farms Economic Development Authority to adopt an incentive plan to attract redevelopment to Vint Hill.
- C. Adopt an ordinance text amendment to establish an overlay zoning district for land uses at Vint Hill consistent with the comprehensive plan.
- D. Review and update the Comprehensive Plan, Chapter 8, Rural Areas Land Use Plan, and undertake ordinance and code amendments in conformance with the Update of Chapter 8 of the Comprehensive Plan.
- E. Complete the transportation planning studies of secondary roads, the Opal Service District and the intersection of Routes 28 and 17 at

Bealeton.

F. In 1997, adopt a Master Water and Sewer Plan consistent with the Comprehensive Plan.

G. Complete the Cedar Run Dam 6 (Auburn Dam) in accordance with the adopted C.I.P.

H. Develop and begin implementation of a plan to provide water and sewer services to the service districts.

I. Enhance the services impact planning for new development to include Fire & Rescue, Public Safety, Parks and Recreation, the Public Library and governmental services.

J. Develop a fiscal impact model for the purpose of forecasting financial and services impact to include Fire & Rescue, Public Safety, Parks and Recreation, the Public Library, Schools, and governmental services.

#### GOAL #4:

Protect and promote the health, safety, welfare and quality of life of all County residents.

#### OBJECTIVES:

A. Implement the state welfare reform initiatives at the local level.

B. Begin construction of the Detention Center by summer 1997.

C. Make decisions required to upgrade the public safety communications system during the FY 1998 budget process.

D. By June 1997, with emphasis on Service Districts, the Parks & Recreation Department under the direction of Planning Commission, to recommend a preliminary County-wide Green Ways Plan

E. Work with the State Department of Environmental Quality to identify existing public health problems and develop and implement remediation plans as soon as possible.

#### GOAL #5:

Promote the interests of Fauquier County at the regional, state and federal levels.

#### OBJECTIVES:

A. Adopt Legislative priorities by October of each year.

B. Identify desirable areas for expanded local authority from the General Assembly.

C. Work with other communities to develop regional legislative plan.

A Proclamation in Honor of the Tenth Anniversary of the Schools/Parks and Recreation Cooperation Agreement

PROCLAMATION

A PROCLAMATION IN HONOR OF THE TENTH ANNIVERSARY  
OF THE FAUQUIER COUNTY SCHOOLS AND PARKS AND  
RECREATION COOPERATIVE AGREEMENT

WHEREAS, the School Board, the Parks and Recreation Department, and the Board of Supervisors entered into a cooperative agreement in November 1986; and

WHEREAS, in November 1996 this agreement will have existed for ten years; and

WHEREAS, during the course of those ten years untold benefits have accrued to the School System, Parks and Recreation Department, and the citizens of Fauquier County; and

WHEREAS, these increased efficiencies, economies of scale, increased specialization, and increased time available for priority work, all attained without additional cost to the citizens, have made this agreement deserving of being deemed an unqualified success; and

WHEREAS, the Cooperative Committee desires to increase the benefits received by initiating strategic planning to explore opportunities for expanded cooperation during the next ten years; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 19th day of November 1996, That this Proclamation in honor of the tenth anniversary of the Cooperative Agreement between the Schools and Parks and Recreation Department be, and is hereby, adopted; and, be it

PROCLAIMED FURTHER, That the Fauquier County School Board, Parks and Recreation Board, and the staff of those agencies are to be commended for their efforts to optimize the opportunities presented in this arrangement and assuring its success.

A Resolution of Intent to Amend Section 5-1812 of the Zoning Ordinance  
Relating to Farmers' Markets

RESOLUTION

A RESOLUTION OF INTENT TO AMEND SECTION 5-1812  
OF THE ZONING ORDINANCE RELATING TO FARMERS' MARKETS

WHEREAS, our Vision Statement for the County contains the theme, "Progress with reverence for heritage"; and

WHEREAS, one of the explicit goals of the Comprehensive Plan is to protect and promote the agricultural industry; and

WHEREAS, the Rural Areas Land Use Plan and study found that maintaining the integrity of rural areas depends upon, inter alia, "maintaining farming and a strong farm economy" and "protecting environmental, cultural and visual resources"; and



WHEREAS, large, old, roadside barns can, in appropriate circumstances, be considered a cultural and visual resource evoking our County's agricultural heritage; and

WHEREAS, local farmers' markets are an appropriate vehicle for "promoting the agricultural industry"; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 19th day of November 1996, That it is its intent to amend Section 5-1812 of the Zoning Ordinance to accommodate farmers' market sites occupied by employees of the site's owner or lessee, to accommodate sites with pre-existing buildings adaptable to farmers' market uses, and to accommodate sites being made available to other farmers selling their products; and, be it

RESOLVED FURTHER, That this matter be, and it is hereby, referred to the Planning Commission pursuant to Title 15.1 of the Code of Virginia for its consideration, public hearing, and recommendation.

A Resolution to Amend the Position Reclassification Procedure for General County Government Employees and the School Division Employees

#### RESOLUTION

A RESOLUTION TO AMEND THE POSITION RECLASSIFICATION  
PROCEDURE FOR GENERAL COUNTY GOVERNMENT EMPLOYEES  
AND THE SCHOOL DIVISION EMPLOYEES

BE IT RESOLVED, by the Fauquier County Board of Supervisors this 19th day of November 1996, That the position reclassification procedure be, and is hereby, amended to require that all positions recommended for reclassification of more than three (3) grade advances must be approved by the Board of Supervisors (General Government employees) or School Board (School Division employees); and, be it

RESOLVED FURTHER, That all positions reclassified by more than three (3) grade advances shall be deemed open for competitive recruitment and selection; and, be it

RESOLVED FINALLY, That all positions reclassified by more than three (3) grade advances where the new grade is twenty (20) or above shall be externally advertised.

A Resolution to Authorize the County Administrator to Establish a Petty Cash Account in the Amount of \$1,000 for Use by the County Attorney

#### RESOLUTION

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO  
ESTABLISH A PETTY CASH ACCOUNT IN THE AMOUNT OF ONE  
THOUSAND FIVE HUNDRED DOLLARS (\$1,500) FOR USE BY THE COUNTY  
ATTORNEY

WHEREAS, the County Attorney has frequent need for checks to pay certain necessary fees; and

WHEREAS, the production of checks for such fees outside the normal

accounts payable cycle is inefficient and costly; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 19th day of November 1996, That the County Administrator be, and is hereby, authorized to establish a petty cash account in the amount of one thousand five hundred dollars (\$1,500) for use by the County Attorney effective upon the adoption of this resolution.

A Resolution to Authorize Advertisement of a Public Hearing to Amend the Fauquier County Code Relating to Business Professional Occupation License (BPOL) Ordinance

#### RESOLUTION

A RESOLUTION OF INTENT TO AMEND AND RECODIFY  
CHAPTER 12 OF THE FAUQUIER COUNTY CODE  
RELATING TO LICENSES AS CHAPTER 12.1

WHEREAS, Chapter 12 of the Code of Fauquier County entitled "Licenses" contains provisions relating to business and professional licenses and special licenses for beer and wine sales; and

WHEREAS, §58.1-3700 et seq., of the Code of Virginia requires that the County adopt uniform business and professional license provisions to be effective January 1, 1997; now, therefore, be it

RESOLVED this 19th day of November, 1996, by the Board of Supervisors of Fauquier County, That the County Administrator be and is hereby directed to schedule a public hearing on the proposed amendment and re-codification of Chapter 12 of the Fauquier County Code entitled "Licenses" as Chapter 12.1 entitled "Licenses", a copy of which proposed amended and recodified Chapter 12.1 is attached hereto and made a part hereof.

A Resolution Authorizing the Payment of Reasonable Attorney's Fees Pursuant to the Private Attorney Policy

#### RESOLUTION

A RESOLUTION AUTHORIZING THE PAYMENT OF  
REASONABLE ATTORNEY'S FEES PURSUANT TO  
THE PRIVATE ATTORNEY POLICY

WHEREAS, Major David A. Flohr suffered a work related injury on January 1, 1985; and

WHEREAS, Major David A. Flohr, since January 1, 1985, has received payment of all medical bills incurred as a result of the injury from the worker's compensation carrier which insured the Fauquier County Sheriff on January 1, 1985; and

WHEREAS, the insurance carrier filed correspondence with the Virginia Industrial Commission on September 13, 1996, disavowing the claim and asserting as a defense that no claim was filed with the Industrial Commission within the two year statute of limitations, and the Industrial Commission thereafter entered an order vacating Major David A. Flohr's award of worker's

compensation; and

WHEREAS, Major David A. Flohr has stated an intent to appeal or otherwise pursue his claim with the Industrial Commission and requested that his attorney's fees in pursuit of this claim be paid pursuant to the "Private Attorney Policy" of the Board of Supervisors; and

WHEREAS, the Board of Supervisors has reviewed the unique factual circumstances surrounding the entry of the order vacating Major Flohr's worker's compensation award and determined that payment of reasonable attorney's fees for the pursuit of an award and/or appeal of the vacation of the award is appropriate; now, therefore, be it

RESOLVED this 19th day of November, 1996, by the Board of Supervisors of Fauquier County, That the Board of Supervisors approves the reimbursement of reasonable attorney's fees expended by Major David A. Flohr in pursuit of an award of worker's compensation, subject to the sole discretion of the Board of Supervisors to determine whether said fees or a portion thereof are reasonable.

A Resolution to Authorize Supervisor Weeks to Use Discretionary Funds to Communicate with Residents of Scott District

#### RESOLUTION

A RESOLUTION TO AUTHORIZE SUPERVISOR WEEKS  
TO USE DISCRETIONARY FUNDS TO COMMUNICATE  
WITH RESIDENTS IN SCOTT DISTRICT

WHEREAS, the FY 1996 approved budget allocates a \$500 discretionary fund for each magisterial district supervisor to be used for the betterment of their respective districts; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 19th day of November 1996, That Supervisor Weeks be, and is hereby, authorized to use the \$500 discretionary fund allotment to communicate with residents in Scott District.

Final Site Plan -- Bealeton Health Center

No action was taken.

Preliminary Subdivision Application -- Bill Farmer Subdivision

No action was taken.

Preliminary Subdivision Application -- Maryvale Subdivision

No action was taken.

PARIS WELL SYSTEM CONDEMNATION RESOLUTION

Mr. Green moved to table, until the December 3, 1996 meeting, a resolution to authorize the entry upon, and taking of, portions of property of Phillip S. Thomas and Norma L. Tomblin. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

#### APPOINTMENTS

Mr. Burton moved to appoint Edwin Gulick and Lurty Houff to the Board of Assessors. Mr. Mangum seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

The Supervisors agreed to appoint Kim Horn to the Disability Services Board.

#### A RESOLUTION TO AFFIRM THE BOARD OF SUPERVISORS COMMITMENT TO ECONOMIC DEVELOPMENT AND TO EXPRESS THE INTENT OF THE BOARD OF SUPERVISORS REGARDING THE IMPLEMENTATION OF THE ECONOMIC DEVELOPMENT PLAN

Mr. Weeks moved to adopt the following resolution. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

#### RESOLUTION

#### A RESOLUTION TO AFFIRM THE BOARD OF SUPERVISORS COMMITMENT TO ECONOMIC DEVELOPMENT & TO EXPRESS THE INTENT OF THE BOARD OF SUPERVISORS REGARDING THE IMPLEMENTATION OF THE ECONOMIC DEVELOPMENT PLAN

WHEREAS, the Fauquier County Board of Supervisors has established economic development as one of the County's highest priorities; and

WHEREAS, the Board of Supervisors appointed a Citizens Economic Development Task Force in the Spring of 1997 to review, develop, and recommend strategies to the Board of Supervisors for implementing an economic development program for Fauquier County; and

WHEREAS, the Board of Supervisors has received the Task Force's Final

Report and held two work sessions to review and comment on the Final Report's recommendations;

WHEREAS, the Board of Supervisors members have agreed in principal with the Citizens Economic Development Committee's Final Report and have developed the various aspects of an implementation plan; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 19th day of November 1996, That the Board of Supervisors reaffirms its commitment to the completion of the Ordinance and Regulation Advisory Committee process (ORAC) and part of the Board of Supervisors continuing commitment to promote and maintain a business friendly environment in Fauquier County; and, be it

RESOLVED FURTHER, That the Board of Supervisors does hereby defer any decision regarding the position of an Agricultural Development Officer until such time that the Board of Supervisors is in receipt of the final recommendations of the Agricultural Committee.

RESOLVED FURTHER, That the Board of Supervisors does hereby express its desire to establish an economic development program for Fauquier County under the supervision of the Office of the County Administrator; and, be it

RESOLVED FURTHER, That the Board of Supervisors expresses its intent to contract with the Vint Hill Farms Station Economic Development Authority for economic development services for the period January 1, 1997 to June 30, 1998; and, be it

RESOLVED FURTHER, That the Board of Supervisors shall make available for the purpose of this contract a sum of up to \$100,000 for the balance of FY1997 pending the development and execution of a mutually agreeable contract for services; and, be it

RESOLVED FURTHER, That the Board of Supervisors respectfully requests the Warrenton Town Council to consider the consolidation of the Town and County programs under the umbrella of the Fauquier County Industrial Development Authority beginning in July 1, 1998; and, be it

RESOLVED FURTHER, That the Board of Supervisors hereby designates the members of the Fauquier County Industrial Development Authority to serve as the County's Economic Development Advisory Council for the period January 1, 1997 to June 30, 1998. The Fauquier County Industrial Development Authority, acting in its advisory capacity as the Economic Development Advisory Council, shall meet with the BOS semi-annually to make recommendations with regard to organizational structure and program emphasis; and, be it

RESOLVED FINALLY, That the Chairman of the Board of Supervisors and the County Attorney are hereby charged with working with the Chairman of the Vint Hill Farms Economic Development Authority and staff to develop a mutually acceptable contract for economic development services and to bring same back to the Board of Supervisors for approval and appropriation of funds.

CONSIDER AN AGREEMENT TO ADJUST THE BOUNDARY BETWEEN  
FAUQUIER COUNTY AND WARREN COUNTY -- LOT B, BLOCK N OF  
HIGHKNOB SUBDIVISION

A public hearing was held to consider an agreement to adjust the

boundary between Fauquier County and Warren County for Lot B, Block N of Highknob Subdivision. No one spoke. The public hearing was closed. Mr. Green moved to adopt the following resolution. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

#### RESOLUTION

#### A RESOLUTION AUTHORIZING A BOUNDARY LINE ADJUSTMENT BETWEEN FAUQUIER COUNTY AND WARREN COUNTY

WHEREAS, the residue of Lot B, Block N, of the High Knob Subdivision was, until receipt of a recent survey of the county line between Fauquier County and Warren County, thought to be physically a part of Warren County; and

WHEREAS, when the High Knob Subdivision was platted and recorded, all roads, school districts, fire and police services were oriented toward being provided by and from Warren County; and

WHEREAS, at the time the High Knob Subdivision was originally platted, the county line between Fauquier and Warren County was not well described such that surveyors using state-of-the-art techniques at the time determined that the subject property was located in Warren County; and

WHEREAS, a recent and more accurate resurvey of the county line between Warren and Fauquier County demonstrates that the residue of Lot B, Block N, of the High Knob Subdivision is located just over the boundary line in Fauquier and not Warren County; and

WHEREAS, because of the circumstances attending the history of the High Knob Subdivision, and the fact that all services, including school, fire and police are oriented to, and provided by, Warren County to Lot B, Block N, of High Knob Subdivision, it is the desire of the Board of Supervisors of Fauquier County to accomplish a boundary line adjustment so that the residue of Lot B, Block N, of the High Knob Subdivision will be physically a part of, and located within, the boundaries of the County of Warren; and

WHEREAS, the Warren County Board of Supervisors, in meeting assembled September 4, 1996, approved the adjustment of the boundary line between Warren and Fauquier Counties; and

WHEREAS, the Fauquier County Board of Supervisors, in meeting assembled on October 16, 1996, approved the adjustment of the boundary line between Warren and Fauquier Counties; and

WHEREAS, it was determined that the newspaper advertisement of the aforesaid action did not satisfy the notice requirements contained in §15.1-1031.2 of the Code of Virginia; and

WHEREAS, notice of the proposed boundary adjustment has now been given in conformance with the requirements of §15.1-1031.2 of the Code of Virginia; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 19th day of

November, 1996, That the boundary line of Fauquier County be adjusted such that the residue of Lot B, Block N of the High Knob Subdivision shall become physically a part of Warren County and not Fauquier County, as shown on the plat and survey of L.C. Himelright, P.C., dated July 26, 1996, attached hereto and made a part hereof.

CONSIDER GRANTING AN EASEMENT ACROSS THE CORRAL FARM TO  
BELL ATLANTIC

A public hearing was held to consider granting an easement across Corral Farm to Bell Atlantic for underground telephone cable. No one spoke. The public hearing was closed. Mr. Burton moved to grant the easement across Corral Farm to Bell Atlantic for underground telephone cable. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur  
W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

FAUQUIER COUNTY CODE AMENDMENT -- CHAPTER 9 -- OPEN BURNING  
ORDINANCE

A public hearing was held to consider amending Chapter 9 of the Fauquier County Code relating to open burning. Mary Morran, Linda Schwab, Joan Hillejo, Jim Jones, and Billy Hitt spoke in favor of the ordinance. No one else spoke. The public hearing was closed. Mr. Weeks moved to table the decision until the December 3, 1996 meeting. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur  
W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

VIRGINIA DEPARTMENT OF TRANSPORTATION'S SECONDARY ROADS  
IMPROVEMENT BUDGET FOR FY 1997-1998 AND THE FY 1997-1998  
THROUGH 2002-2003 SECONDARY ROAD SIX YEAR PLAN

A joint public hearing with the Virginia Department of Transportation's Resident Engineer, R.E. Moore, was held to consider public comments regarding the Secondary Roads Improvement Budget for FY 1997-1998 and the FY 1997-1998 through 2002-2003 Secondary Road Six Year Plan. Mark Rorhbaugh requested Rogues Road from Route 616 to Meetze Road be hard surfaced; Kitty Smith requested that the policy of improving segments of a road be reviewed; Jim Rankin asked that Route 663, one mile past Opal, be reviewed for a possible turn lane; John Wilcox requested that Route 743 be moved forward in the plan for paving; and R.O. Updike spoke in opposition to any upgrade to Route 743. The public hearing was closed. Action was deferred until Mr. Moore submits a draft plan for consideration.

SPECIAL EXCEPTION -- JAMES AND DOREEN TANNER

A public hearing was held to consider a request for special exception approval for James and Doreen Tanner to subdivide 20 acres into two 10 acre parcels. The property is located on the east side of Route 17, approximately one mile south of its intersection with Route 663, PIN #7815-93-7762-000, Cedar Run District. Jim Tanner spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Burton moved to adopt the following resolution. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

#### RESOLUTION

A RESOLUTION TO APPROVE  
SPECIAL EXCEPTION #SE96-CR-25  
JAMES & DOREEN TANNER PROPERTY  
CEDAR RUN MAGISTERIAL DISTRICT

WHEREAS, the applicants, James and Doreen Tanner are requesting special exception approval under Category 3-100, Major Residential Development, to subdivide 20 acres into two 10 acre parcels; and

WHEREAS, the Planning Commission held a public hearing on this request on October 31, 1996, after which the Planning Commission voted to recommend approval of the Tanner's request subject to the condition that the two (2) lots be deed restricted to preclude further division, now, therefore, be it

RESOLVED, by the Fauquier County Board of Supervisors this 19th day of November 1996, That Special Exception #SE96-CR-25 be and is hereby approved subject to the following condition:

1. The two 10 acre lots will be deed restricted to preclude further division.

#### SPECIAL EXCEPTION AMENDMENT -- BEALETON LIMITED, A VIRGINIA LIMITED PARTNERSHIP

A public hearing was held to consider a request for special exception approval for Bealeton Limited to amend condition #3 of a previously approved special exception for the Bealeton Station Subdivision approved in 1987 which stipulates that there shall be 40% one-bedroom units and 60% two-bedroom units. Phase 2, which includes 108 apartment units, is subject to this request. The property is located at the northeast corner of Route 17 at its intersection with the Norfolk and Southern Railroad in Bealeton, PIN #6888-22-3625-000, Lee District. Sheila Wines, Property Manager of Bealeton Station, spoke in favor of a one and two bedroom mix; Guy Gravette spoke in favor of the two-bedroom request. The public hearing was closed. Mr. Mangum moved to adopt the following resolution. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None



## RESOLUTION

A RESOLUTION TO APPROVE SPECIAL EXCEPTION REQUEST #SE96-L-26  
BEALETON LIMITED, JAMES F. STEFFEY, GENERAL PARTNER

WHEREAS, the applicant Bealeton Limited is requesting that Condition #3 of their special exception approved in 1987 by the Fauquier County Board of Supervisors be amended; and

WHEREAS, Condition #3 of the applicant's approved 1987 special exception states that the apartment units in the development would be in the ratio of 40% one-bedroom units and 60% two-bedroom units and the applicant is now asking that this condition be amended to allow for the remaining 108 apartment units to have a mix of 80% two-bedroom units and 20% three-bedroom units; and

WHEREAS, at its meeting on October 31, 1996, the Planning Commission held a public hearing on the applicant's request after which the Planning Commission approved a motion to recommend that Condition #3 of the 1987 special exception for Bealeton Limited to be amended to allow for 96 apartment units with all of the units being two-bedroom, now, therefore, be it

RESOLVED, by the Fauquier County Board of Supervisors this 19th day of November 1996, That Special Exception #SE96-L-26, Bealeton Limited, be approved subject to the following condition:

1. The applicant will construct 96 units with all units being two-bedroom.

## REZONING REQUEST -- D&amp;T ASSOCIATES, LTD. PARTNERSHIP

A public hearing was held to consider a request from D&T Associates, Ltd. Partnership to amend a condition placed on the property when rezoned in 1987, and subsequent proffers which were placed on the property in 1991. The initial rezoning to C-1 in 1987 limited the use of the property to parking and storage of new cars. The applicants wish to amend the 1991 proffers so that they may be allowed up to three agriculturally related uses on the 2.5 acre parcel. The property is located on the south side of West Main Street (Route 55) just west of the intersection with Winchester Road (Business Route 17), PIN #6969-68-6782-000, Marshall District. Natilie Stevenson spoke in opposition to the request. No one else spoke. The public hearing was closed. Mr. Green moved to table the decision until the December 3, 1996 meeting. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

ZONING ORDINANCE TEXT AMENDMENT RELATING TO USES SPLIT BY  
JURISDICTIONAL BOUNDARIES

A public hearing was held to consider amending the Zoning Ordinance to add Section 2-205, Uses Split by Jurisdictional Boundaries. Merle Fallon, Michael Udell, Glen Petty, Matthew Weeden, Kitty Smith, Candace Appleton,

Pam Graves, Dorothy Rust, Jack Martinkovic, and Eva Richardson spoke in favor of the amendment. No one else spoke. The public hearing was closed. Mr. Mangum moved to adopt the following ordinance. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

#### ORDINANCE

AN ORDINANCE TO AMEND SECTION 2-205, USES SPLIT BY JURISDICTIONAL BOUNDARIES, OF THE FAUQUIER COUNTY ZONING ORDINANCE

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice require amendments to the Fauquier County Zoning Ordinance, now, therefore be it

ORDAINED, by the Fauquier County board of Supervisors this 19th day of November 1996, That Section 2-205, Uses Split by Jurisdictional Boundaries, of the Fauquier County Zoning Ordinance be, and is hereby, amended as follows:

#### Section 2-205 Uses Split by Jurisdictional Boundaries

Notwithstanding any other provision of this Ordinance any use split by a boundary of this county and any other locality which if located wholly within this county would require a special exception, special permit, or administrative permit under the terms of this ordinance shall require a special exception, special permit, or administrative permit for the portion of the use located within the county.

#### ZONING ORDINANCE TEXT AMENDMENT TO ALLOW PLACES OF WORSHIP IN COMMERCIAL DISTRICTS

A public hearing was held to consider amending the Zoning Ordinance to allow places of worship in commercial districts without special permit and site plan approval. No one spoke. The public hearing was closed. Mr. Mangum moved to adopt the following ordinance. Mr. Weeks seconded, and the vote for the motion was 4 to 0 as follows:

Ayes: Mr. David C. Mangum; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: Mr. James G. Brumfield  
Abstention: None

#### ORDINANCE

AN ORDINANCE TO AMEND SECTION 3-306 1., INSTITUTIONAL USES, PLACES OF WORSHIP OF THE FAUQUIER COUNTY ZONING ORDINANCE

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice require amendments to the Fauquier County Zoning Ordinance;

now therefore be it

ORDAINED, by the Fauquier County Board of Supervisors this 19th day of November 1996, That Section 3-306 1. of the Fauquier County Zoning Ordinance be, and is hereby, amended as follows:

SITE  
PLAN  
RC  
RA  
RR-2  
V  
R-1  
R-2  
R-4  
TH  
GA  
MD  
P  
C-1  
C-2  
C-3  
CV  
I-1  
1-  
2

3-306 INSTITUTIONAL USES  
(CATEGORY 6)

1. Places of  
Worship  
X  
SP  
SP  
SP  
SP  
SP  
SP  
SP

SP  
SP  
SP  
SP

\*The underlined text represents the proposed amendment.

AGRICULTURAL AND FORESTAL DISTRICTS -- ADDITIONS AND  
RENEWALS

A public hearing was held to consider the following:

Middleburg/Marshall Agricultural and Forestal District -- 12th Addition  
Southern Fauquier Agricultural and Forestal District -- 12th Addition  
Springs Valley Agricultural and Forestal District -- 7th Addition  
Marshall/Warrenton Agricultural and Forestal District -- 2nd Renewal  
Orlean/Hume Agricultural and Forestal District -- 2nd Renewal  
The Plains Agricultural and Forestal District -- 2nd Renewal

No one spoke. The public hearing was closed. Mr. Green moved to  
adopt the following ordinances. Mr. Weeks seconded, and the vote for the  
motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur  
W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

AN ORDINANCE TO APPROVE THE TWELTH ADDITION TO THE  
MIDDLEBURG - MARSHALL AGRICULTURAL AND FORESTAL DISTRICT  
WITHIN FAUQUIER COUNTY

WHEREAS, Section 15.1-1511, Code of Virginia (1950) as amended,  
allows additional parcels of land to be added to an existing district following the  
process described for the creation of a new district, and

WHEREAS, all requirements of Section 15.1-1511, Code of Virginia  
(1950) as amended have been met; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this nineteenth  
day of November 1996, That the Twelfth Addition to the Middleburg - Marshall  
Agricultural and Forestal District Ordinance be, and is hereby, adopted as  
follows:

(1) That the Twelfth Addition to the Middleburg - Marshall Agricultural and Forestal District is land which requires conservation and protection for the production of food and other agricultural and forestal products and as such is a valuable natural and ecological resource providing open space and clean air and adequate safe water supplies and other aesthetic purposes and is therefore valuable to public interest.

(2) That the Twelfth Addition to the Middleburg - Marshall Agricultural and Forestal District is hereby established thisnineteenth day of November 1996, in accordance with the provisions of Title 15.1, Chapter 36, Sections 15.1-1513, Code of Virginia (1950), as amended.

(3) That the Addition shall consist of the following parcels:

NAME  
PIN #  
ACREAGE

Brock/Laughlin  
7002-02-9722-000  
74.52

Pamela Ohrstrom  
7002-33-2028-000  
50

Laughlin/Horkan  
7002-23-2747-000  
62.38

Total Acreage

186.9

And be it, FURTHER ORDAINED, That the same conditions and restrictions shall apply, to wit:

(4) That pursuant to Title 15.1, Chapter 36, Section 15.1-1512, (b) of the Code of Virginia (1950), as amended, the Fauquier County Zoning Ordinance shall apply except as modified below. The modifications are necessary to assure that the Ordinance does not conflict with the purpose for which the District was established

(a) All uses allowed by right in the applicable zoning district(s) for each parcel shall require a special use permit except that farming and single family dwellings on a legally recorded parcel of record shall be permitted by right.

(b) Subdivisions of land as defined in Article 2.39 of the Fauquier County Subdivision Ordinance are not permitted.

(c) No special use permit shall be in conflict with the purposes for which the District was created.

(5) That these parcels qualify for land use value assessment provided that the parcels meet the criteria of Section 58-769.5 and 58-769.7 of the Code.

(6) That the owners of land within the District shall not terminate the District except in accordance with Section 15.1-1511E of the Code.

(7) That lawful termination of any owner's association in the district shall not serve to terminate the existence of the district, but the District shall continue in effect until the review required by Section 15.1-1511E of the Code.

(8) That parcels under twenty-five (25) acres shall be excluded except where exempted by the Board.

#### ORDINANCE

AN ORDINANCE TO APPROVE THE TWELTH ADDITION TO THE  
SOUTHERN FAUQUIER AGRICULTURAL AND FORESTAL DISTRICT  
WITHIN FAUQUIER COUNTY

WHEREAS, Section 15.1-1511, Code of Virginia (1950) as amended, allows additional parcels of land to be added to an existing district following the process described for the creation of a new district, and

WHEREAS, all requirements of Section 15.1-1511, Code of Virginia (1950) as amended have been met; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this nineteenth day of November 1996, That the Twelfth Addition to the Southern Fauquier Agricultural and Forestal District Ordinance be, and is hereby, adopted as follows:

(1) That the Twelfth Addition to the Southern Fauquier Agricultural and Forestal District is land which requires conservation and protection for the production of food and other agricultural and forestal products and as such is a valuable natural and ecological resource providing open space and clean air and adequate safe water supplies and other aesthetic purposes and is therefore valuable to public interest.

(2) That the Twelfth Addition to the Southern Fauquier Agricultural and Forestal District is hereby established this nineteenth day of November 1996 in accordance with the provisions of Title 15.1, Chapter 36, Sections 15.1-1513, Code of Virginia (1950), as amended.

(3) That the Addition shall consist of the following parcels:

NAME  
PIN #  
ACREAGE

Robin Cutler Maw  
7901-99-1955-000  
1.0

Robin Cutler Maw  
7901-99-3122-000  
36.4

Total Acreage

37.40

And be it, FURTHER ORDAINED, That the same conditions and restrictions shall apply, to wit:

(4) That pursuant to Title 15.1, Chapter 36, Section 15.1-1512, (b) of the Code of Virginia (1950), as amended, the Fauquier County Zoning Ordinance shall apply except as modified below. The modifications are necessary to assure that the Ordinance does not conflict with the purpose for which the District was established

(a) All uses allowed by right in the applicable zoning district(s) for each parcel shall require a special use permit except that farming and single family dwellings on a legally recorded parcel of record shall be permitted by right.

(b) Subdivisions of land as defined in Article 2.39 of the Fauquier County Subdivision Ordinance are not permitted.

(c) No special use permit shall be in conflict with the purposes for which the District was created.

(5) That these parcels qualify for land use value assessment provided that the parcels meet the criteria of Section 58-769.5 and 58-769.7 of the Code.

(6) That the owners of land within the District shall not terminate the District except in accordance with Section 15.1-1511E of the Code.

(7) That lawful termination of any owner's association in the district shall not serve to terminate the existence of the district, but the District shall continue in effect until the review required by Section 15.1-1511E of the Code.

(8) That parcels under twenty-five (25) acres shall be excluded except where exempted by the Board.

#### ORDINANCE

AN ORDINANCE TO APPROVE THE SEVENTH ADDITION TO THE SPRINGS VALLEY AGRICULTURAL AND FORESTAL DISTRICT WITHIN FAUQUIER COUNTY

WHEREAS, Section 15.1-1511, Code of Virginia (1950) as amended, allows additional parcels of land to be added to an existing district following the process described for the creation of a new district, and

WHEREAS, all requirements of Section 15.1-1511, Code of Virginia (1950) as amended have been met; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this nineteenth day of November 1996, That the Seventh Addition to the Springs Valley Agricultural and Forestal District Ordinance be, and is hereby, adopted as follows:

(1) That the Seventh Addition to the Springs Valley Agricultural and Forestal District is land which requires conservation and protection for the production of food and other agricultural and forestal products and as such is a valuable natural and ecological resource providing open space and clean air and adequate safe water supplies and other aesthetic purposes and is therefore valuable to public interest.

(2) That the Seventh Addition to the Springs Valley Agricultural and Forestal District is hereby established this nineteenth day of November 1996, in accordance with the provisions of Title 15.1, Chapter 36, Sections 15.1-1513, Code of Virginia (1950), as amended.

(3) That the Addition shall consist of the following parcels:

NAME  
PIN #  
ACREAGE

Joseph and Irene Jacoby  
6953-83-1239-000  
20.00

Joseph and Irene Jacoby  
6953-73-3444-000  
20.00

Charles and Kelly Hogge  
6962-74-4800-000  
71.20

Linda Sommers/Marc  
Goldstein

6962-73-5386

51.00

Total Acreage

162.2

And be it, FURTHER ORDAINED, That the same conditions and restrictions shall apply, to wit:

(4) That pursuant to Title 15.1, Chapter 36, Section 15.1-1512, (b) of the Code of Virginia (1950), as amended, the Fauquier County Zoning Ordinance shall apply except as modified below. The modifications are necessary to assure that the Ordinance does not conflict with the purpose for which the District was established

(a) All uses allowed by right in the applicable zoning district(s) for each parcel shall require a special use permit except that farming and single family dwellings on a legally recorded parcel



of record shall be permitted by right.

(b) Subdivisions of land as defined in Article 2.39 of the Fauquier County Subdivision Ordinance are not permitted.

(c) No special use permit shall be in conflict with the purposes for which the District was created.

(5) That these parcels qualify for land use value assessment provided that the parcels meet the criteria of Section 58-769.5 and 58-769.7 of the Code.

(6) That the owners of land within the District shall not terminate the District except in accordance with Section 15.1-1511E of the Code.

(7) That lawful termination of any owner's association in the district shall not serve to terminate the existence of the district, but the District shall continue in effect until the review required by Section 15.1-1511E of the Code.

(8) That parcels under twenty-five (25) acres shall be excluded except where exempted by the Board.

#### ORDINANCE

#### AN ORDINANCE TO APPROVE THE SECOND RENEWAL OF THE MARSHALL - WARRENTON AGRICULTURAL AND FORESTAL DISTRICT

WHEREAS, Section 15.1-1511 of the Code of Virginia (1950,) as amended, requires that local governing bodies review Agricultural and Forestal Districts prior to the time of the district's expiration; and

WHEREAS, at such time of review, the local governing body must determine whether to continue, modify, or terminate the district based upon the recommendation of the Agricultural and Forestal District Advisory Committee and the Planning Commission; and

WHEREAS, the Agricultural and Forestal District Advisory Committee held a public meeting on September 23, 1996 and the Planning Commission held a public hearing on October 31, 1996 to review the second renewal of the Marshall - Warrenton Agricultural and Forestal District; and

WHEREAS, the Board of Supervisors on November 19, 1996, held a public hearing on this second renewal of the Marshall - Warrenton Agricultural and Forestal District; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this nineteenth day of November 1996, That the second renewal of the Marshall - Warrenton Agricultural and Forestal District be, and is hereby, adopted as follows with an expiration date of January 20, 2005:

(1) That the Second Renewal of the Marshall - Warrenton Agricultural and Forestal District contains lands which require conservation and protection for the production of food and other agricultural and forestal products and as such is a valuable natural and ecological resource providing open space, clean air, adequate safe water supplies, and other aesthetic purposes and is therefore valuable to public interest.

(2) That the second renewal of the Marshall - Warrenton Agricultural and Forestal District is hereby established effective the twentieth day of January

1997 in accordance with the provisions of Title 15.1, Chapter 36, Sections 15.1-1513, Code of Virginia (1950) as amended.

(3) That the renewal shall consist of the following parcels:

Parcel I.D. #

Name

Acreage

District

Exp. Date

Origin

6944973394000

Oshaughnessy, C.B.

87.5

Marshall - Warrenton

11/19/04

2nd Ren.

6945834982000

Atherton, Henry

13.37

Marshall - Warrenton

11/19/04

2nd Ren.

6945843364000

Atherton, Henry

4.88

Marshall - Warrenton

11/19/04

2nd Ren.

6945861156000

Atherton, Henry

165.33

Marshall - Warrenton

11/19/04

2nd Ren.

6945902866000

Ashby, Milton

37.44

Marshall - Warrenton

11/19/04

2nd Ren.

6946251980000

Coffin, Elizabeth

122.9

Marshall - Warrenton

11/19/04

2nd Ren.

6946454472000

Moore, Marie

65.83

Marshall - Warrenton

11/19/04

2nd Ren.

6946461928000

Moore, Marie

25.92

Marshall - Warrenton

11/19/04

2nd Ren.

6946493533000

Olson, Richard

46.69

Marshall - Warrenton

11/19/04

2nd Ren.

6946579387000

Green, William

140.25

Marshall - Warrenton

11/19/04

2nd Ren.

6946597206000

Green, William

34.75

Marshall - Warrenton

11/19/04

2nd Ren.

6946684832000

Green, William

35

Marshall - Warrenton

11/19/04

2nd Ren.

6946694782000

Green, William

43.47

Marshall - Warrenton

11/19/04

2nd Ren.

6946844434000

Ristow, Stephen

58.68

Marshall - Warrenton

11/19/04

2nd Ren.

6946912477000

Thorpe, Ernest

13

Marshall - Warrenton

11/19/04

2nd Ren.

6946922970000

Thorpe, William  
13  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6946926163000  
Thorpe, Stephen  
12.48  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6946962387000  
Ayres, Henry  
238.25  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6954356720000  
Fox, Joan  
33.64  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6954458979000  
Fox, Joan  
110.5  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6954463630000  
Fox, Joan  
20.11  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6954557735000  
Fox, Joan  
19.79  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6954595693000  
Crandall, Patricia  
46.75  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955046343000  
Atherton, Henry  
155.5  
Marshall - Warrenton

11/19/04  
2nd Ren.

6955065824000  
Peoples Bank, Tee.  
100  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955288233000  
Hitt, James  
73.47  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955355122000  
Perez, Jose  
165.54  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955474905000  
King, Dorothy  
158.09  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955588788000  
King, Dorothy  
7.66  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955651504000  
Nicholson, Rosemary  
264.13  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955682770000  
King, George  
1.14  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955710745000  
Dennis, Wallys  
40  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6955786834000  
Serota, Saul  
216.79  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956012844000  
Thorpe, Stephen  
13  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956094532000  
Colegrove, Jr., Wm.  
2.9  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956095872000  
Colegrove, William  
20.33  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956222165000  
Koenig, Martin  
111.5  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956306207000  
Wadworth, Louisa  
89.93  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956639814000  
Nevill, Hugh  
58.81  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956653148000  
Schlickeisen, Rodger  
37  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956714784000  
Solomon, Richard  
51.5

Marshall - Warrenton  
11/19/04  
2nd Ren.

6956746223000  
Nevill, Hugh  
0.8  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956749907000  
Nevill, Hugh  
0.44  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956924747000  
Lebaron, Richard  
50  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956950561000  
Baum, E. Carter  
100.23  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6956962691000  
Baum, E. Carter  
100  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6957101794000  
Colegrove, William  
34.94  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6964196609000  
Nash, Philippa  
11.45  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6964841815000  
Ra-Mar Ltd. Prnts.  
11.32  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6964848190000  
Davis, W. Ray  
61.25  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6964858028000  
Ra-Mar Ltd. Prnts.  
0.51  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6964950867000  
Ra-Mar Ltd. Prnts.  
70.1  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965101247000  
Nash, Peter  
12.12  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965199992000  
Olson, hazel  
2.07  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965204720000  
Nash, Arthur  
3.01  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965216138000  
Grefe, Thera  
15.64  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965329236000  
Granville Farm Ltd.  
238.25  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965343314000  
Grefe, Thera



10.31  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965347554000  
Grefe, Thera  
16.21  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965352148000  
Thera, Richard  
10.84  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965361567000  
Grefe, Thera  
10.61  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965612074000  
Granville Farm Ltd.  
72.86  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965910547000  
Tachino, Yuriko  
63.75  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965927905000  
Tachino, Yuriko  
16.92  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6965955985000  
Ra-Mar Ltd. Prnts.  
1.12  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966008312000  
Olson, Jack  
23.77  
Marshall - Warrenton  
11/19/04

2nd Ren.

6966127518000  
Ashby, Louise  
110.48  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966295479000  
Leonard, James  
300  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966740787000  
Dodd, Wanda  
75.18  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966749935000  
Maloney, John  
5.32  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966841552000  
Maloney, John  
10  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966856353000  
Maloney, John  
25.81  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966898359000  
Alexander, Jocelyn  
63.19  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966922314000  
Blankenship, Timothy  
25  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966936055000

Pfaff, John  
25.81  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6966987425000  
Fox, Raymond  
25.56  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6967045460000  
Moore, David  
73.38  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6967432334000  
Macquilliam, Michael  
26.01  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6967609949000  
Nature Conservancy  
250  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6967782383000  
Nature Conservancy  
84.5  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6967847034000  
Nature Conservancy  
298  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6967956823000  
Arundel, Arthur  
13.42  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6968886193000  
Debutts, Jane  
355.4  
Marshall - Warrenton

11/19/04  
2nd Ren.

6968935398000  
Hazard, Glenn  
61.2  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6968944615000  
Hazard, Glenn  
90.33  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6974089365000  
Tolliver, Janet  
2  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6974164503000  
Tolliver, Janet  
14  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6974182086000  
Tolliver, Janet  
5  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6974185546000  
Tolliver, Janet  
12.8  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6974199030000  
Tolliver, Janet  
8  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975012670000  
Tachino, Yuriko  
10.22  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975026474000  
Tachino, Yuriko  
13.3  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975146256000  
Drake, Virginia  
40  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975491638000  
Rizer, Jordan  
141.09  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975635172000  
Fletcher, Henry  
108.85  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975846405000  
Horng, Fang Tee.  
266.22  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975910706000  
Horng, Fang  
225.86  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975961451000  
Airlie Foundation  
27.65  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6975973593000  
Wilbur, William  
11  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976014715000  
Walker, Phillip  
30

Marshall - Warrenton  
11/19/04  
2nd Ren.

6976124039000  
Casey, Thomas  
25.56  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976157992000  
Horvath, Ralph  
10.02  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976163481000  
Horvath, Ralph  
15.24  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976376999000  
Hofer, Florian  
141.26  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976544348000  
Greenland, Thomas  
50  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976606615000  
Drake, John  
56.12  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976612653000  
Drake, John  
10  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976617386000  
Drake, John  
6.82  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976771620000  
Airlie Trust  
57.05  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976788430000  
Larson, Douglass  
28.88  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976801707000  
Rizer, Jordan  
43.37  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976835722000  
May, Cordelia  
29.95  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976861246000  
Campbell, Cecil  
165.5  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976895037000  
May, Cordelia  
105.79  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976931211000  
Airlie Trust  
32.68  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976945563000  
Beyer, Catherine Tee.  
25.02  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6976952472000  
Cooper, Stuart

25.01

Marshall - Warrenton  
11/19/04  
2nd Ren.

6976966083000

Cooper, Rex  
25  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977024841000

Alexander, Jocelyn  
80  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977114460000

Alexander, Jocelyn  
221.11  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977177162000

Arundel, Arthur  
610.41  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977302404000

Porter, S Prentice Tee  
46.27  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977337600000

Arundel, Arthur  
118.61  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977356868000

Arundel, Arthur  
6.01  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977357596000

Arundel, Arthur  
0.39  
Marshall - Warrenton  
11/19/04



2nd Ren.

6977452297000  
Arundel, Arthur  
5.1  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977464852000  
Brown, Stanley  
13.19  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977468391000  
Arundel, Arthur  
9.99  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977566035000  
Howard, John  
13.02  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977657971000  
Howard, Virginia  
67.66  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977725883000  
Wiley, Helen  
105.11  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977771046000  
Howard, John  
55.27  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977859187000  
Hardin, Mark  
217.36  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977923826000

Wiley, Helen  
82.5  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977961568000  
Gasser, Lacuta  
20.27  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6977976096000  
Bowen, Virginius  
18.21  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978027567000  
Fleming, Virginia  
107.47  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978152597000  
Patterson, Donald  
40  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978208830000  
Arundel, Arthur  
258.46  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978220306000  
Fleming, Virginia  
38.5  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978230765000  
Fleming, Virginia  
14.16  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978238188000  
Wadlow, R. Clark  
27.15  
Marshall - Warrenton

11/19/04  
2nd Ren.

6978240268000  
Fleming, Virginia  
5.28  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978352541000  
Trautman, John  
22.28  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978380911000  
Sprague, Henry  
319.14  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978523199000  
Arundel, Arthur  
4.75  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978528377000  
Arundel, Arthur  
2  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978820415000  
Arundel, Arthur  
1.9  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978863282000  
Arundel, Arthur  
0.75  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6978864249000  
Arundel, Arthur  
0.12  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6985621881000  
Land Futures & Asst.  
33.27  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6985670095000  
Wallach, Robert  
85.14  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6985783393000  
Kimmaren Corp.  
2.05  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6985790153000  
Kimmaren Corp.  
23  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6986018386000  
Kimmaren Corp.  
383.83  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6986065240000  
Dittmer, Richard  
25  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6986089291000  
May, Cordelia  
361.31  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6986278064000  
May, Cordelia  
69.25  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6986612319000  
Kimmaren Corp.  
2.07

Marshall - Warrenton  
11/19/04  
2nd Ren.

6987064277000  
Bowen, Virginus  
18.21  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6987072470000  
Bowen, Virginus  
3  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6987416124000  
May, Cordelia  
461.34  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6987711884000  
Gill, Clarence  
76.66  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6987828352000  
Gill, Clarence  
187.28  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6988045016000  
Arundel, Arthur  
287.69  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6988127029000  
Arundel, Arthur  
79.7  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6996047454000  
Wachtmeister, Hans  
461.18  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6996059809000  
Wachtmeister, Hans  
558.56  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6996331965000  
Wachtmeister, Hans  
513.58  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6996692515000  
Mihokovich, Joseph  
28.01  
Marshall - Warrenton  
11/19/04  
2nd Ren.

6997608142000  
Mihocovich, Joseph  
11.83  
Marshall - Warrenton  
11/19/04  
2nd Ren.

and, be it ORDAINED FURTHER, That the same conditions shall apply, to wit:

(1) That pursuant to Title 15.1, Chapter 36, Section 15.1-1512 (b) of the Code of Virginia (1950,) as amended, the Fauquier County Zoning Ordinance shall apply except as modified below. These modifications are necessary to assure that the Ordinance does not conflict with the purpose for which the District was established.

(a) All uses allowed by right in the applicable zoning district(s) for each parcel listed in this ordinance shall require a special use permit except that farming uses and single family dwellings on a legally recorded parcel of record shall be permitted by right.

(b) Subdivisions of land as defined in Article 2-39 of the Fauquier County Subdivision Ordinance are not permitted.

(c) No special use permit shall be in conflict with the purposes for which the District was created.

(2) That these parcels shall qualify for land use value assessment provided that the parcels meet the criteria of Section 58.1 - 3229 and 58.1 - 3244 of the Code of Virginia.

(3) That the owners of land within the District shall not terminate the District except as provided for in Section 15.1-1511 (e) of the Code of Virginia.

(4) That lawful termination of any owner's association in the district shall

not serve to terminate the existence of the district, but the district shall continue in effect until the review required by Section 15.1-1511 (e) of the Code of Virginia.

(5) That parcels smaller than twenty - five acres shall be excluded except where exempted by the Board of Supervisors.

#### ORDINANCE

#### AN ORDINANCE TO APPROVE THE SECOND RENEWAL OF THE ORLEAN-HUME AGRICULTURAL AND FORESTAL DISTRICT

WHEREAS, Section 15.1-1511 of the Code of Virginia (1950,) as amended, requires that local governing bodies review Agricultural and Forestal Districts prior to the time of the district's expiration; and

WHEREAS, at such time of review, the local governing body must determine whether to continue, modify, or terminate the district based upon the recommendation of the Agricultural and Forestal District Advisory Committee and the Planning Commission; and

WHEREAS, the Agricultural and Forestal District Advisory Committee held a public meeting on September 23, 1996 and the Planning Commission held a public hearing on October 31, 1996 to review the second renewal of the Orlean - Hume Agricultural and Forestal District; and

WHEREAS, the Board of Supervisors on November 19, 1996, held a public hearing on this second renewal of the Orlean - Hume Agricultural and Forestal District; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this nineteenth day of November 1996, That the second renewal of the Orlean - Hume Agricultural and Forestal District be, and is hereby, adopted as follows with an expiration date of January 20, 2005:

(1) That the Second Renewal of the Orlean - Hume Agricultural and Forestal District contains lands which require conservation and protection for the production of food and other agricultural and forestal products and as such is a valuable natural and ecological resource providing open space, clean air, adequate safe water supplies, and other aesthetic purposes and is therefore valuable to public interest.

(2) That the second renewal of the Orlean - Hume Agricultural and Forestal District is hereby established effective the twentieth day of January 1997 in accordance with the provisions of Title 15.1, Chapter 36, Sections 15.1-1513, Code of Virginia (1950) as amended.

(3) That the renewal shall consist of the following parcels:

Parcel I.D. #  
Name  
Acreage  
District  
Exp. date  
Origin

6917658839000  
Keith, Robert

170.5  
Orlean - Hume  
11/19/04  
2nd Ren.

6917880677000  
Keith, Robert  
101.75  
Orlean - Hume  
11/19/04  
2nd Ren.

6918816870000  
Modine, Margaret  
75.78  
Orlean - Hume  
11/19/04  
2nd Ren.

6918927049000  
Fisher, Kenneth  
35.18  
Orlean - Hume  
11/19/04  
2nd Ren.

6924660599000  
Davis, Thomas  
105.25  
Orlean - Hume  
11/19/04  
2nd Ren.

6924884372000  
Henchmans Lea L.C.  
545  
Orlean - Hume  
11/19/04  
2nd Ren.

6925621064000  
Henchmans Lea L.C.  
353.65  
Orlean - Hume  
11/19/04  
2nd Ren.

6925941389000  
Speyer, renee Tee.  
582  
Orlean - Hume  
11/19/04  
2nd Ren.

6926075343000  
Gilliom, Bonnie  
30.64  
Orlean - Hume  
11/19/04



2nd Ren.

6926085063000  
Barr, Lynn  
28.61  
Orlean - Hume  
11/19/04  
2nd Ren.

6926174099000  
Barr, Cherry  
34.95  
Orlean - Hume  
11/19/04  
2nd Ren.

6926181869000  
Barr, Joseph  
28.71  
Orlean - Hume  
11/19/04  
2nd Ren.

6926264040000  
Buikstra, Emley  
25.41  
Orlean - Hume  
11/19/04  
2nd Ren.

6926267535000  
Young, Mark  
25.41  
Orlean - Hume  
11/19/04  
2nd Ren.

6926278344000  
Keeney, Markwood  
34.84  
Orlean - Hume  
11/19/04  
2nd Ren.

6926391010000  
Houyhnhnm Farm L.P.  
110.47  
Orlean - Hume  
11/19/04  
2nd Ren.

6926482669000  
Barr, Beth  
50  
Orlean - Hume  
11/19/04  
2nd Ren.

6926583420000

Barr, Joseph Tee  
50  
Orlean - Hume  
11/19/04  
2nd Ren.

6926802659000  
Henchmans Lea L.C.  
401.32  
Orlean - Hume  
11/19/04  
2nd Ren.

6926828265000  
Dingwall, Alexander  
51.75  
Orlean - Hume  
11/19/04  
2nd Ren.

6926915377000  
Simmons, Madeline  
48.65  
Orlean - Hume  
11/19/04  
2nd Ren.

6926926321000  
Hamby, Claybourne  
2  
Orlean - Hume  
11/19/04  
2nd Ren.

6926972195000  
Pixley, Peggy  
287.34  
Orlean - Hume  
11/19/04  
2nd Ren.

6927066875000  
Gilman, A. Robert  
5.7  
Orlean - Hume  
11/19/04  
2nd Ren.

6927160278000  
Gilman, A. Robert  
30.5  
Orlean - Hume  
11/19/04  
2nd Ren.

6927415299000  
Gosnell, Clarence  
57.91  
Orlean - Hume

11/19/04  
2nd Ren.

6934048571000  
Sills, Clarence  
30.65  
Orlean - Hume  
11/19/04  
2nd Ren.

6934274739000  
Merzlak, Ronald  
200  
Orlean - Hume  
11/19/04  
2nd Ren.

6934530337000  
Updike, Rubert  
215  
Orlean - Hume  
11/19/04  
2nd Ren.

6934559950000  
Updike, Rubert  
122  
Orlean - Hume  
11/19/04  
2nd Ren.

6934649903000  
Davis, Merle  
7.33  
Orlean - Hume  
11/19/04  
2nd Ren.

6934768939000  
Doeller, Agnes  
92.98  
Orlean - Hume  
11/19/04  
2nd Ren.

6935218881000  
Speyer, Renee Tee  
378.33  
Orlean - Hume  
11/19/04  
2nd Ren.

6935389075000  
Henchmans Lea L.C.  
209.1  
Orlean - Hume  
11/19/04  
2nd Ren.

6935525838000  
Minetree, Edwin  
128  
Orlean - Hume  
11/19/04  
2nd Ren.

6935599802000  
Prochaska, Jerome Tee  
27.21  
Orlean - Hume  
11/19/04  
2nd Ren.

6935776074000  
Henchmans Lea L.C.  
61.47  
Orlean - Hume  
11/19/04  
2nd Ren.

6935848235000  
Curtis, Wayne  
139  
Orlean - Hume  
11/19/04  
2nd Ren.

6935851425000  
Curtis, Carlton  
30  
Orlean - Hume  
11/19/04  
2nd Ren.

6936149456000  
Shelton, Gilbert  
58.23  
Orlean - Hume  
11/19/04  
2nd Ren.

6936185905000  
Shelton, Gilbert  
51.88  
Orlean - Hume  
11/19/04  
2nd Ren.

6936232398000  
Williams, Bruce  
25.22  
Orlean - Hume  
11/19/04  
2nd Ren.

6936259734000  
Shelton, Gilbert  
57.2

Orlean - Hume  
11/19/04  
2nd Ren.

6936269628000  
Shelton, Gilbert  
50.91  
Orlean - Hume  
11/19/04  
2nd Ren.

6936286325000  
Shelton, Gilbert  
50.98  
Orlean - Hume  
11/19/04  
2nd Ren.

6936394798000  
Shelton, Gilbert  
50.49  
Orlean - Hume  
11/19/04  
2nd Ren.

6936472300000  
Shelton, Gilbert  
81.83  
Orlean - Hume  
11/19/04  
2nd Ren.

6936485981000  
Shelton, Gilbert  
50.05  
Orlean - Hume  
11/19/04  
2nd Ren.

6936621389000  
Marr, John  
101.02  
Orlean - Hume  
11/19/04  
2nd Ren.

6937141461000  
Branscome, James  
273.97  
Orlean - Hume  
11/19/04  
2nd Ren.

6937202748000  
Shelton, Gilbert  
51.19  
Orlean - Hume  
11/19/04  
2nd Ren.

6937356928000  
Marshall, James  
349.19  
Orlean - Hume  
11/19/04  
2nd Ren.

6943099052000  
Roehr, Thomas  
25  
Orlean - Hume  
11/19/04  
2nd Ren.

6943184395000  
Roehr, Thomas  
30.14  
Orlean - Hume  
11/19/04  
2nd Ren.

6944363418000  
Blackwell, Joan  
28  
Orlean - Hume  
11/19/04  
2nd Ren.

6944481941000  
Knudson, Arthur  
32.39  
Orlean - Hume  
11/19/04  
2nd Ren.

6945004411000  
Curtis, Carlton  
10.37  
Orlean - Hume  
11/19/04  
2nd Ren.

6945028329000  
Curtis, Wayne  
130.18  
Orlean - Hume  
11/19/04  
2nd Ren.

6945175864000  
Summers, Murray  
43.89  
Orlean - Hume  
11/19/04  
2nd Ren.

6945210434000  
Bowen, Richard

32.97  
Orlean - Hume  
11/19/04  
2nd Ren.

6945316685000  
Lyons, Charles  
42.24  
Orlean - Hume  
11/19/04  
2nd Ren.

6945337539000  
Streeter, Winston  
50  
Orlean - Hume  
11/19/04  
2nd Ren.

6945433253000  
Streeter, Winston  
49.21  
Orlean - Hume  
11/19/04  
2nd Ren.

6945436601000  
Streeter, Winston  
50  
Orlean - Hume  
11/19/04  
2nd Ren.

69455206610  
Grasso, John  
49.21  
Orlean - Hume  
11/19/04  
2nd Ren.

6945532059000  
Grasso, Barbara  
50  
Orlean - Hume  
11/19/04  
2nd Ren.

6945690459000  
Davidson, Alan  
28.97  
Orlean - Hume  
11/19/04  
2nd Ren.

6947013550000  
Kulski, Julian  
13.81  
Orlean - Hume  
11/19/04

2nd Ren.

6947014026000  
Kulski, Julian  
11  
Orlean - Hume  
11/19/04  
2nd Ren.

6947026004000  
Kulski, Julian  
20.22  
Orlean - Hume  
11/19/04  
2nd Ren.

6947027551000  
Kulski, Julian  
17.92  
Orlean - Hume  
11/19/04  
2nd Ren.

6948577632000  
Brainard, Jean Est.  
466.88  
Orlean - Hume  
11/19/04  
2nd Ren.

and, be it ORDAINED FURTHER, That the same conditions shall apply, to wit:

(1) That pursuant to Title 15.1, Chapter 36, Section 15.1-1512 (b) of the Code of Virginia (1950,) as amended, the Fauquier County Zoning Ordinance shall apply except as modified below. These modifications are necessary to assure that the Ordinance does not conflict with the purpose for which the District was established.

(a) All uses allowed by right in the applicable zoning district(s) for each parcel listed in this ordinance shall require a special use permit except that farming uses and single family dwellings on a legally recorded parcel of record shall be permitted by right.

(b) Subdivisions of land as defined in Article 2-39 of the Fauquier County Subdivision Ordinance are not permitted.

(c) No special use permit shall be in conflict with the purposes for which the District was created.

(2) That these parcels shall qualify for land use value assessment provided that the parcels meet the criteria of Section 58.1 - 3229 and 58.1 - 3244 of the Code of Virginia.

(3) That the owners of land within the District shall not terminate the District except as provided for in Section 15.1-1511 (e) of the Code of Virginia.



(4) That lawful termination of any owner's association in the district shall not serve to terminate the existence of the district, but the district shall continue in effect until the review required by Section 15.1-1511 (e) of the Code of Virginia.

(5) That parcels smaller than twenty - five acres shall be excluded except where exempted by the Board of Supervisors.

#### ORDINANCE

#### AN ORDINANCE TO APPROVE THE SECOND RENEWAL OF THE PLAINS AGRICULTURAL AND FORESTAL DISTRICT

WHEREAS, Section 15.1-1511 of the Code of Virginia (1950,) as amended, requires that local governing bodies review Agricultural and Forestal Districts prior to the time of the district's expiration; and

WHEREAS, at such time of review, the local governing body must determine whether to continue, modify, or terminate the district based upon the recommendation of the Agricultural and Forestal District Advisory Committee and the Planning Commission; and

WHEREAS, the Agricultural and Forestal District Advisory Committee held a public meeting on September 23, 1996 and the Planning Commission held a public hearing on October 31, 1996 to review the second renewal of The Plains Agricultural and Forestal District; and

WHEREAS, the Board of Supervisors on November 19, 1996, held a public hearing on this second renewal of the The Plains Agricultural and Forestal District; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this nineteenth day of November 1996, That the second renewal of the The Plains Agricultural and Forestal District be, and is hereby, adopted as follows with an expiration date of January 20, 2005:

(1) That the Second Renewal of the The Plains Agricultural and Forestal District contains lands which require conservation and protection for the production of food and other agricultural and forestal products and as such is a valuable natural and ecological resource providing open space, clean air, adequate safe water supplies, and other aesthetic purposes and is therefore valuable to public interest.

(2) That the second renewal of the The Plains Agricultural and Forestal District is hereby established effective the twentieth day of January 1997 in accordance with the provisions of Title 15.1, Chapter 36, Sections 15.1-1513, Code of Virginia (1950) as amended.

(3) That the renewal shall consist of the following parcels:

Parcel I.D. #  
Name  
Acreage  
District  
Exp. Date  
Origin

6080114094000

Benhard, Mary  
50  
The Plains  
11/19/04  
2nd Ren.

6080214183000  
Benhard, Mary  
160.25  
The Plains  
11/19/04  
2nd Ren.

6080217183000  
Benhard, Mary  
60.25  
The Plains  
11/19/04  
2nd Ren.

6080227624000  
Matheson, Charles Tee  
37.5  
The Plains  
11/19/04  
2nd Ren.

6080304165000  
Tellez, Felimon  
40.67  
The Plains  
11/19/04  
2nd Ren.

6080305281000  
Tellez, Felimon  
48.23  
The Plains  
11/19/04  
2nd Ren.

6080324491000  
Matheson, Charles Tee  
21.38  
The Plains  
11/19/04  
2nd Ren.

6080379998000  
Mornay, L. P.  
377.71  
The Plains  
11/19/04  
2nd Ren.

6080420190000  
Matheson, Charles  
10.55  
The Plains

11/19/04  
2nd Ren.

6080422572000  
Matheson, Charles  
27.32  
The Plains  
11/19/04  
2nd Ren.

6080759776000  
Larkspur Properties Inc.  
99.18  
The Plains  
11/19/04  
2nd Ren.

6080785448000  
Mornay L.P.  
251.67  
The Plains  
11/19/04  
2nd Ren.

6080817852000  
Duvall, Robert  
361.19  
The Plains  
11/19/04  
2nd Ren.

6080900339000  
Adams, Florence  
214.3  
The Plains  
11/19/04  
2nd Ren.

6080985132000  
Ohrstrom, George Tee  
44.25  
The Plains  
11/19/04  
2nd Ren.

6081619661000  
Fleischmann, Dorette  
142.73  
The Plains  
11/19/04  
2nd Ren.

6090045969000  
Vistan Corporation  
36.04  
The Plains  
11/19/04  
2nd Ren.

6090069768000

Mornay, L.P.

693.48

The Plains

11/19/04

2nd Ren.

6090097280000

Mornay, L.P.

154.48

The Plains

11/19/04

2nd Ren.

6090262840000

Ohrstrom, George Tee

10

The Plains

11/19/04

2nd Ren.

6090266894000

Calvert, Elizabeth

11.85

The Plains

11/19/04

2nd Ren.

6090328659000

Ohrstrom, George

248.32

The Plains

11/19/04

2nd Ren.

6090374425000

Cox, Elizabeth

81.73

The Plains

11/19/04

2nd Ren.

6090469169000

Cox, Elizabeth

60

The Plains

11/19/04

2nd Ren.

6090484961000

Ohrstrom, Christopher

62.26

The Plains

11/19/04

2nd Ren.

6090510294000

Currier, Andrea

53.41

The Plains  
11/19/04  
2nd Ren.

6090597406000  
Coosaw Corporation  
29.99  
The Plains  
11/19/04  
2nd Ren.

6090610585000  
Currier, Andrea  
10.5  
The Plains  
11/19/04  
2nd Ren.

6090638935000  
Currier, Andrea  
164.26  
The Plains  
11/19/04  
2nd Ren.

6090795825000  
Rose, Kristiane (Graham)  
10  
The Plains  
11/19/04  
2nd Ren.

6090828442000  
Currier, Andrea  
14.6  
The Plains  
11/19/04  
2nd Ren.

6090893787000  
Norris, Diana  
20.85  
The Plains  
11/19/04  
2nd Ren.

6090894240000  
Norris, Diana  
11.97  
The Plains  
11/19/04  
2nd Ren.

6090911518000  
Currier, Andrea  
20.66  
The Plains  
11/19/04  
2nd Ren.

6091027836000  
Fleischman, Dorette  
262.91  
The Plains  
11/19/04  
2nd Ren.

6091317951000  
Fout, Paul  
30.19  
The Plains  
11/19/04  
2nd Ren.

6091331132000  
Herringdon, Janie  
36.78  
The Plains  
11/19/04  
2nd Ren.

6091523485000  
Manaker, Ralph  
11.76  
The Plains  
11/19/04  
2nd Ren.

6091600966000  
Manaker, Ralph  
76.09  
The Plains  
11/19/04  
2nd Ren.

6091724704000  
Coosaw Corporation  
69.42  
The Plains  
11/19/04  
2nd Ren.

6091741411000  
Richardson, Lunsford Tee  
33.99  
The Plains  
11/19/04  
2nd Ren.

6091749264000  
Gallagher, Margaret  
44.49  
The Plains  
11/19/04  
2nd Ren.

6091804819000  
Higginson, Thomas

32.01  
The Plains  
11/19/04  
2nd Ren.

6091851363000  
Gallagher, Margaret  
61.43  
The Plains  
11/19/04  
2nd Ren.

6091922171000  
Russell, Eugene  
27.8  
The Plains  
11/19/04  
2nd Ren.

6091952350000  
Schulz, George  
39.99  
The Plains  
11/19/04  
2nd Ren.

6091960268000  
Schulz, George  
30  
The Plains  
11/19/04  
2nd Ren.

6977992598000  
Craggs, Elaine  
9.1  
The Plains  
11/19/04  
2nd Ren.

6977992807000  
Craggs, Elaine  
9.35  
The Plains  
11/19/04  
2nd Ren.

6978901229000  
Craggs, Elaine  
9.52  
The Plains  
11/19/04  
2nd Ren.

6979363030000  
Belvoir Farm Inc.  
12.7  
The Plains  
11/19/04

2nd Ren.

6979421832000  
Belvoir Farm Inc  
25.05

6979452599000  
Belvoir farm Inc.  
73.59  
The Plains  
11/19/04  
2nd Ren.

6979842346000  
Belvoir Farm Inc.  
739.47  
The Plains  
11/19/04  
2nd Ren.

6988209724000  
Colwell, George  
251.83  
The Plains  
11/19/04  
2nd Ren.

6988240322000  
Rust, William  
28  
The Plains  
11/19/04  
2nd Ren.

6988251542000  
Rust, William  
32  
The Plains  
11/19/04  
2nd Ren.

6988980779000  
Munster, Walter  
215  
The Plains  
11/19/04  
2nd Ren.

6989388636000  
Adams, John  
63.05  
The Plains  
11/19/04  
2nd Ren.

6989619283000



Rust, Richard  
86.8  
The Plains  
11/19/04  
2nd Ren.

6989650953000  
Adams, John Jr.  
272.38  
The Plains  
11/19/04  
2nd Ren.

6989671017000  
Adams, John  
217.4  
The Plains  
11/19/04  
2nd Ren.

6989695435000  
Wheelwright, Henry  
79.54  
The Plains  
11/19/04  
2nd Ren.

6989892068000  
Stuart, Joseph  
32.47  
The Plains  
11/19/04  
2nd Ren.

6989911502000  
Rust, Henry  
93.19  
The Plains  
11/19/04  
2nd Ren.

6999523683000  
The Plains Redev. Corp.  
31.84  
The Plains  
11/19/04  
2nd Ren.

6999550602000  
Mackall, Charles  
469  
The Plains  
11/19/04  
2nd Ren.

6999550801000  
Mackall, Charles  
465.56  
The Plains

11/19/04  
2nd Ren.

6999782559000  
Currier, Andrea  
430.93  
The Plains  
11/19/04  
2nd Ren.

6999825213000  
Herbert, Heloise Tee  
399.55  
The Plains  
11/19/04  
2nd Ren.

6999865556000  
Currier, Andrea  
149.72  
The Plains  
11/19/04  
2nd Ren.

7000201883000  
Currier, Andrea  
368.85  
The Plains  
11/19/04  
2nd Ren.

7000339048000  
Currier, Andrea  
159.8  
The Plains  
11/19/04  
2nd Ren.

7000409954000  
Roland Farms Inc.  
19.31  
The Plains  
11/19/04  
2nd Ren.

7000487965000  
Knepsheild, James  
50  
The Plains  
11/19/04  
2nd Ren.

7000495604000  
Knepsheild, James  
50  
The Plains  
11/19/04  
2nd Ren.

7000675539000  
Compher, Kenneth  
44  
The Plains  
11/19/04  
2nd Ren.

7000772792000  
Currier, Andrea  
49.29  
The Plains  
11/19/04  
2nd Ren.

7001024623000  
Russell, Eugene  
43.48  
The Plains  
11/19/04  
2nd Ren.

7001223381000  
Mack, Talbot  
51.37  
The Plains  
11/19/04  
2nd Ren.

7001266560000  
Manierre, Nancy  
103.14  
The Plains  
11/19/04  
2nd Ren.

7001331971000  
Macmahon, Edward  
380.65  
The Plains  
11/19/04  
2nd Ren.

7001341035000  
Macmahon, Edward  
379.9  
The Plains  
11/19/04  
2nd Ren.

7001371857000  
Manierre, Redmond  
32.67  
The Plains  
11/19/04  
2nd Ren.

7001519538000  
Macmahon, Edward  
348

The Plains  
11/19/04  
2nd Ren.

7001556003000  
Spitarelli, Vito Tee  
227.09  
The Plains  
11/19/04  
2nd Ren.

7011082816000  
Macmahon, Paul  
46.61  
The Plains  
11/19/04  
2nd Ren.

7011095696000  
Rich, James  
25.75  
The Plains  
11/19/04  
2nd Ren.

7011180213000  
Burdick, William  
38.28  
The Plains  
11/19/04  
2nd Ren.

7011194566000  
Burdick, William  
26.01  
The Plains  
11/19/04  
2nd Ren.

7907891490000  
Miller, Mark  
18.17  
The Plains  
11/19/04  
2nd Ren.

7907994628000  
Miller, Karee  
53.04  
The Plains  
11/19/04  
2nd Ren.

7908172840000  
Kotz, Nathan  
35.17  
The Plains  
11/19/04  
2nd Ren.

7908190247000

Adams, Sam

112

The Plains

11/19/04

2nd Ren.

7908279332000

Kotz, Nathan

100

The Plains

11/19/04

2nd Ren.

7908295237000

Currier, Andrea

37.3

The Plains

11/19/04

2nd Ren.

7908363161000

Kotz, Nathan

25

The Plains

11/19/04

2nd Ren.

7908384868000

Kotz, Nathan

90.64

The Plains

11/19/04

2nd Ren.

7908566127000

Kotz, Nathan

78.74

The Plains

11/19/04

2nd Ren.

7908586967000

Roland Farms Inc.

88.82

The Plains

11/19/04

2nd Ren.

7908808670000

Miller, Karee

15.09

The Plains

11/19/04

2nd Ren.

7908815632000

Miller, Mark

61.82  
The Plains  
11/19/04  
2nd Ren.

7909066602000  
Currier, Lavinia  
230.95  
The Plains  
11/19/04  
2nd Ren.

7909134845000  
Roland Farms Inc  
403.11  
The Plains  
11/19/04  
2nd Ren.

7909303255000  
Krivicich, Frank  
25  
The Plains  
11/19/04  
2nd Ren.

7909333278000  
Roland Farms, Inc  
55.95  
The Plains  
11/19/04  
2nd Ren.

7909464026000  
Roland Farms, Inc  
376.5  
The Plains  
11/19/04  
2nd Ren.

7917078175000  
Miller, Mark  
138.05  
The Plains  
11/19/04  
2nd Ren.

and, be it ORDAINED FURTHER, That the same conditions shall apply, to wit:

(1) That pursuant to Title 15.1, Chapter 36, Section 15.1-1512 (b) of the Code of Virginia (1950,) as amended, the Fauquier County Zoning Ordinance shall apply except as modified below. These modifications are necessary to assure that the Ordinance does not conflict with the purpose for which the District was established.

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(5) That parcels smaller than twenty - five acres shall be excluded except where exempted by the Board of Supervisors.

With no further business, the meeting was adjourned.

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